



Metropolitan Water Reclamation District of Greater Chicago Meeting Minutes Committee of the Whole

100 East Erie Street
Chicago, IL 60611

Commissioner Frank Avila, Commissioner Patricia Horton, Chairman of Finance Gloria Alitto Majewski, Commissioner Barbara J. McGowan, Vice-President Kathleen Therese Meany, Commissioner Cynthia M. Santos, Commissioner Debra Shore, Commissioner Mariyana T. Spyropoulos, President Terrence J. O'Brien

Thursday, November 4, 2010

10:05 AM

Board Room

Call Meeting to Order

President Terrence J. O'Brien presiding, called the meeting to order at 10:05 a.m.

Roll Call

Present: 9 - Frank Avila; Patricia Horton; Gloria Alitto Majewski; Barbara J. McGowan; Kathleen Therese Meany; Cynthia M. Santos; Debra Shore; Mariyana T. Spyropoulos; and Terrence J. O'Brien

Finance Committee

Authorization

- 1 [10-1379](#) Authority to execute agreements appointing Public Financial Management, Inc., and Gardner, Underwood & Bacon as Co-Financial Advisors to the District in an amount not to exceed \$290,000.00, plus expenses not to exceed \$5,000.00, in connection with the sale of up to a total of \$500,000,000 of General Obligation Capital Improvement Bonds, Limited Tax Series of 2010, of the Metropolitan Water Reclamation District of Greater Chicago

Recommended

Procurement Committee

Report

- 2 [10-1340](#) Report of bid opening of Tuesday, October 19, 2010

Recommended

- 3 [10-1364](#) Report on rejection of bids for Contract 10-979-12, Roof Inspection Services in the Stickney Service Area, estimated cost \$15,000.00

Recommended

Authorization

- 4 [10-1354](#) Authorization for payment to Illinois Association of Wastewater Agencies (IAWA) for 2011 membership dues in an amount not to exceed \$14,120.00, Account 101-15000-612280

 Recommended
- 5 [10-1371](#) Authorization to rescind purchase order and enter into an agreement with Oracle America, Inc. for Computer Software and Hardware Maintenance, Integration and Software Support Services for the District's Enterprise (SAP) Servers, Laboratory Information Management System (LIMS) and Disaster Recovery Servers for a period of three (3) years, in an amount not to exceed \$839,923.74, Accounts 101-27000-601170, 612810, 612820, Requisition 1302101

 Recommended

Authority to Advertise

- 6 [10-1349](#) Authority to advertise Contract 11-615-11 Maintenance of Ozone Generator Equipment at Various Service Areas, estimated cost \$201,100.00, Accounts 101-67000/68000/69000-612680/612650, Requisitions 1310662, 1312484, 1312891, 1312937, 1313670, 1314072

 Recommended
- 7 [10-1352](#) Authority to advertise Contract 11-918-11 H.V.A.C. and Refrigeration Systems Maintenance in the Stickney Service Area, estimated cost \$900,000.00, Account 101-69000-612680, Requisition 1308835

 Recommended
- 8 [10-1356](#) Authority to advertise Contract 11-300-11 Furnish and Deliver thirty-five (35) BW Micro Dock II Stations with Accessories, estimated cost \$94,990.00, Account 101-25000-623780, Requisition 1313739

 Recommended
- 9 [10-1360](#) Authority to advertise Contract 11-003-11 Furnish and Deliver Tygon Tubing and Lab Gloves to Various Locations for a One (1) Year Period, estimated cost \$70,000.00, Account 101-20000-623570

 Recommended
- 10 [10-1361](#) Authority to advertise Contract 11-022-11 Furnish and Deliver Diesel Grade Fuel Oil to Various Locations for a One (1) Year Period, estimated cost \$385,300.00, Accounts 101-16000, 66000, 67000, 68000, 69000-623820, Requisitions 1312901, 1313697, 1314080, 1314428, 1314438, 1314439, 1314463 and 1314464

 Recommended

- 11 [10-1363](#) Authority to advertise Contract 11-697-11 Demolition of Lake River Terminal and Other Derelict Buildings on District Property in Cook County, IL, estimated cost \$2,800,000.00, Account 901-30000-667220, Requisition 1312926 (*Deferred from the October 21, 2010 Board Meeting*)

Recommended

- 12 [10-1376](#) Authority to advertise Contract 11-626-11 Security Services at the Lockport Powerhouse, estimated cost \$245,000.00, Account 101-66000-612490, Requisition 1314077

Recommended

- 13 [10-1377](#) Authority to advertise Contract 11-810-11 Boiler Maintenance and Repairs in the Calumet Service Area, estimated cost \$600,000.00, Account 101-68000-612680, Requisition 1312920

Recommended

Issue Purchase Order

- 14 [10-1353](#) Issue purchase order and enter into an agreement with Networkfleet, Inc., for Maintenance of the Vehicle Location System for District Vehicles, in an amount not to exceed \$65,000.00, Account 101-15000-612860, Requisition 1314506

Deferred by Gloria Alitto Majewski

- 15 [10-1362](#) Issue purchase orders and enter into an agreement with Central Scale and Supply Company, to Maintain the Cardinal Truck Scales at CALSMA, the Stickney Water Reclamation Plant, and LASMA, in an amount not to exceed \$33,000.00, Accounts 101-66000, 69000-612650, 612680, Requisitions 1311421, 1312061, and 1312980

Recommended

- 16 [10-1370](#) Issue purchase order and enter into an agreement with Oracle America, Inc., for the purchase of new and replacement computer hardware, software, and maintenance for the District's SAP enterprise servers, the Laboratory Information Management System, and the disaster recovery servers for a period of three years, in an amount not to exceed \$1,579,923.74, Accounts 101-27000-601170, 612810, 612820, 623810, 634810, Requisition 1314865

Recommended

- 17 [10-1372](#) Issue purchase order to Marshall-Bond Pumps, Inc., to Furnish and Deliver Parts for Dorr-Oliver Grinders at the Stickney Water Reclamation Plant, in an amount not to exceed \$90,000.00, Account 101-69000-623270, Requisition 1313282

Recommended

- 18 [10-1373](#) Issue purchase orders and enter into an agreement with A.W. Chesterton Company, to Furnish and Deliver Mechanical Seals and Repair Services for Mechanical Seals at the Stickney and Calumet Water Reclamation Plants, in an amount not to exceed \$129,000.00, Accounts 101-68000, 69000-612650, Requisitions 1312446 and 1312969

Recommended

- 19 [10-1374](#) Issue purchase order to LAI, Ltd., to Furnish and Deliver WEDECO Ozone Level Monitors to the Calumet Water Reclamation Plant, in an amount not to exceed \$73,823.60, Account 101-68000 -634650, Requisition 1312399

Recommended

- 20 [10-1375](#) Issue purchase order and enter into an agreement with Friedrich, Klatt & Associates, for Services to Upgrade the District's Truck Scale System Hardware and Software, in an amount not to exceed \$24,600.00, Account 101-66000-612520, Requisition 1312053

Recommended

Award Contract

- 21 [10-1359](#) Authority to award Contract 10-009-11, Furnish and Deliver Cloths, Paper Towels and Toilet Tissue to Various Locations for a One (1) Year Period, Group A to Brad's Sales Company, Inc., in an amount not to exceed \$5,425.00, and to Chemcraft Industries, Inc., for Groups B and C, for a total amount not to exceed \$93,312.50, Account 101-20000-623660

Recommended

- 22 [10-1365](#) Authority to award Contract 10-627-11, Services to Maintain Air Compressors and Dryers at the Calumet and North Side Water Reclamation Plants, to Air Services Company, in an amount not to exceed \$116,040.00, Accounts 101-67000, 68000-612650, Requisitions 1297051 and 1291904

Recommended

Increase Purchase Order/Change Order

- 23 [10-1341](#) Authority to increase purchase order and amend the agreement with Mr. Irwin Polls for Professional Consulting Services to review technical information relative to the Des Plaines River use attainability analysis, in an amount of \$3,291.53, from an amount of \$55,725.00, to an amount not to exceed \$59,016.53, Account 101-16000-601170, Purchase Order 3051097

Attachments: [11-4-10 CO Log P O 30051097.pdf](#)

Recommended

- 24 [10-1342](#) Authority to increase Contract 03-RFP-03 (73-161-CH) McCook Reservoir Overburden Removal Lawndale Avenue Solids Management Area, to Walsh Construction Company of Illinois, in the amount of \$28,242.63, from an amount of \$65,816,127.49, to an amount not to exceed \$65,844,370.12, Account 401-50000-645620, Purchase Order 5000113
- Attachments:** [CO 03-RFP-03](#)
- Recommended**
- 25 [10-1343](#) Authority to increase purchase order and amend the agreement with AECOM, Technical Services, Inc. (formerly Earth Tech, Inc.) for providing post-award professional engineering services on Contract 01-353-2M, Rehabilitation of Existing Pumping Station at Kirie WRP, in an amount of \$150,000.00, from an amount of \$400,000.00, to an amount not to exceed \$550,000.00, Account 201-50000-601440, Purchase Order 3037746
- Recommended**
- 26 [10-1344](#) Authority to decrease Contract 07-163-3M (Re-Bid) R & D Building HVAC Improvements, Stickney Water Reclamation Plant, to Path-Milhouse, Joint Venture, in an amount of \$33,352.85, from an amount of \$8,284,182.63, to an amount not to exceed \$8,250,829.78, Accounts 401-50000-645680 and 645780, Purchase Order 5001056
- Attachments:** [CO 07-163-3M](#)
- Recommended**
- 27 [10-1345](#) Authority to increase Contract 09-910-11 Services to Maintain and Repair Boilers at the Stickney Water Reclamation Plant and Racine Avenue Pumping Station, to Independent Mechanical Industries, Inc. in an amount of \$71,000.00, from an amount of \$399,605.43, to an amount not to exceed \$470,605.43, Account 101-69000-612650, Purchase Order 5000976
- Attachments:** [09-910-11 CO HISTORY 10 25 2010.PDF](#)
- Recommended**
- 28 [10-1346](#) Authority to increase purchase order to Drydon Equipment, Inc., to Furnish and Deliver Replacement Parts for Varec Gas Burners to the Stickney Water Reclamation Plant, in an amount of \$110,000.00, from an amount of \$174,051.69, to an amount not to exceed \$284,051.69, Account 101-69000-623090, Purchase Order 3054754
- Attachments:** [Drydon Equipment PO 3054754 HISTORY 10 19 2010.PDF](#)
- Recommended**

- 29 [10-1348](#) Increase purchase order and amend agreement with the law firm of Neal & Leroy, LLC and Mr. Michael D. Leroy to represent the District in acquiring certain land rights in connection with the construction, operation and maintenance of the Heritage Park Flood Control Facility in an amount of \$50,000.00, from an amount of \$35,000.00, to an amount not to exceed \$85,000.00, Account 501-50000-601170, Purchase Order 3063344

Recommended
- 30 [10-1350](#) Authority to decrease Contract 09-634-11 Furnishing and Delivering Polymer to the Hanover Park Water Reclamation Plant, to Polydyne, Inc., in an amount of \$22,000.00, from an amount of \$55,500.00, to an amount not to exceed \$33,500.00, Account 101-67000-623560, Purchase Order 3061074

Recommended
- 31 [10-1351](#) Authority to increase purchase order and amend the agreement with DLA Piper US LLP to represent the District's interest in the ComEd delivery rate proceeding before the Illinois Commerce Commission (ICC) as a member of the REACT Coalition, and conduct a workshop per ICC Proposed Order to remedy the estimation method used by ComEd in their Embedded Cost of Service Study (ECOSS), in an amount of \$75,000.00, from an amount of \$186,000.00, to an amount not to exceed \$261,000.00, Accounts 101-67000/68000/69000-601170/ 612150, Purchase Order 3051424

Attachments: [DLA Piper US LLP - 3051424.pdf](#)

Recommended
- 32 [10-1366](#) Authority to increase purchase order for the Agreement Between Metropolitan Water Reclamation District of Greater Chicago and Hinshaw & Culbertson LLP for Legal Services in the Matter of Jill Horist, Civil Service Board Case No. 10-05, to Hinshaw & Culbertson LLP, in an amount of \$40,000.00, from an amount of \$40,000.00, to an amount not to exceed \$80,000.00, Account 101-30000-601170, Purchase Order 3063989

Recommended

Budget & Employment Committee

Report

- 33 [10-1339](#) Report on Budgetary Revenues and Expenditures Through Third Quarter September 30, 2010

Attachments: [2010 3rd Quarter Summary attachment.pdf](#)

Recommended

Authorization

- 34 [10-1329](#) Authority to transfer 2010 departmental appropriations in the amount of \$1,100,000.00 in the Corporate Fund

Attachments: [11.04.10 Board Transfer BF5.pdf](#)

Recommended

Judiciary Committee**Authorization**

- 35 [10-1319](#) Authority to settle MWRD v. Optimum Food Group, LLC, EA # 83294, et al., (Show Cause Action) and In Re: Optimum Food Group, LLC, DA No. 26550-1, (Appeal of Denial of Request for Renewal of Discharge Authorization)

Recommended

- 36 [10-1331](#) Authority to pay the award in the Workers' Compensation Claim of Alan Schereck vs. MWRDGC, Case No. 01 WC 35874, Illinois Workers' Compensation Commission, in the sum of \$58,113.05, Account 901-30000-601090

Recommended

- 37 [10-1338](#) Authority to settle the Workers' Compensation Claim of Anthony Balich vs. MWRDGC, Claim No. 200004241, Illinois Workers' Compensation Commission, in the sum of \$80,723.60, Account 901-30000-601090

Recommended

Real Estate Development Committee**Authorization**

- 38 [10-1334](#) Authorize issuance of a 39-year lease to the City of Chicago to build and operate a police outdoor firing range and other police training facilities on 33 acres of unimproved District land located at 2025 East 134th Street in Chicago and request for direction with respect to rent to be charged thereunder (*Deferred from the October 7 and October 21, 2010 Board Meetings*) (*As Revised*) "REFER TO FILE #10-1334A"
- Attachments:** [11-04-10_City of Chicago.pdf](#)
- Kathleen Therese Meany made a motion that File ID #10-1334 be authorized and approved to include the 1st provision for rental consideration. Refer to Agenda Item #52, File ID #10-1334A*
- A motion was made by Kathleen Therese Meany, seconded by Cynthia M. Santos, that this Agenda Item be Recommended.**
- Aye:** 7 - Patricia Horton, Gloria Alitto Majewski, Barbara J. McGowan, Kathleen Therese Meany, Cynthia M. Santos, Mariyana T. Spyropoulos, Terrence J. O'Brien
- Nay:** 2 - Frank Avila, Debra Shore
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- 39 [10-1335](#) Authority to commence statutory procedures for a 39-year lease of two parcels of District land totaling approximately 2.15 acres located along the south bank of the Cal-Sag Channel and east of Cicero Avenue in Crestwood, Illinois, commonly known as Cal-Sag Atlas Parcel Nos. 12.07 and 12.08
- Attachments:** [11-04-10_Cal Sag Channel.pdf](#)
- Recommended**
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- 40 [10-1336](#) Authority to purchase the real estate commonly known as 100 South Wolf Road, Wheeling, Illinois and authority for payment to Pawel Sawicki, the owner of said real estate, for the construction of the Heritage Park Flood Control Facility in an amount not to exceed \$620,000.00, Account 501-50000-656010, Stormwater Management Fund
- Attachments:** [11-04-10_Heritage Park.pdf](#)
- Recommended**
-
- 41 [10-1337](#) Authorize and issue a 49-day permit to the Worth Lions Club for use of approximately 1-acre of District land located within Cal-Sag Channel Atlas Parcel 9.03, east of Harlem Avenue and south of 116th Street in Worth, Illinois and leased to the Village of Worth, for its annual Christmas tree sale and fundraising event from November 13, 2010, through December 31, 2010, consideration shall be a nominal fee of \$10.00
- Attachments:** [11-04-10_WLC.pdf](#)
- Recommended**

- 42 [10-1347](#) Ratification of the Executive Director's execution of a 5-day Permit for Ford Motor Company to enter unto a portion of District land c/k/a "Stony Island Drying Beds" to do site preparatory work; and, authority to amend the permit to extend the term by 6-months and to allow Ford to use the property for the temporary storage of new vehicles manufactured at the Ford Motor Company Assembly Plant located at 12600 S. Torrence Avenue in Chicago, consideration for the amended permit shall be a monthly permit fee of not less than \$59,400.00, said monthly fee subject to upward adjustments in accordance with the terms and conditions stated herein

Attachments: [11-04-10_FMC.pdf](#)

Recommended

State Legislation & Rules Committee

Authorization

- 43 [10-1333](#) Request for authorization to oppose legislation for a subsidized electrical generating facility being considered by the Illinois General Assembly

Recommended

Miscellaneous & New Business

Memorial Resolution

- 44 [10-1368](#) MEMORIAL RESOLUTION sponsored by the Board of Commissioners extending sympathy and condolences to the family of Samuel Vargas

Recommended

Resolution

- 45 [10-1367](#) A Resolution requesting that Illinois Governor Pat Quinn move forward with requesting Federal Disaster Reimbursement Funds for Public Assistance (PA) for Cook County, Illinois for the Flooding Disaster of July 23 and 24, 2010

Recommended

Ordinance - User Charge

- 46 [UC10-002](#) An Ordinance to Amend the User Charge Ordinance of the Metropolitan Water Reclamation District of Greater Chicago

Attachments: [11-4-10 UCO Amendments Attachment.pdf](#)
 [11-4-10 BL Transmittal-UCO.pdf](#)

A motion was made by Cynthia M. Santos, seconded by Patricia Horton, that this User Charge Ordinance be Recommended. The motion carried by the following roll call vote:

Aye: 9 - Frank Avila, Patricia Horton, Gloria Alitto Majewski, Barbara J. McGowan, Kathleen Therese Meany, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Terrence J. O'Brien

Additional Agenda Items

- 47 [10-1382](#) Authority for the MWRD Retirement Fund Recommendation for the State of Illinois 2010 Legislative Program

Recommended

- 48 [10-1383](#) Authorization to amend the Board Order of May 20, 2010 for Authority to advertise Contract 10-728-11 Furnish, Deliver and Install Remote Telemetry Units at Unmanned Reservoirs, Pumping Stations and Aeration Stations in the North Service Area, 101-67000-612650, Requisition 1301542, Agenda Item No. 9, File Number 10-0622, and Board Order of September 2, 2010 for Authority to Award Contract 10-728-11 Furnish, Deliver and Install Remote Telemetry Units at Unmanned Reservoirs, Pumping Stations and Aeration Stations in the North Service Area, 101-67000-612650, Requisition 1301542, Agenda Item No. 23, File Number 10-1017

Recommended

- 49 [10-1384](#) Authority to decrease Contract 10-611-11 Repairs and Alterations to Various Water Reclamation Facilities in the Stickney Service Area and Other Installations, to Anchor Mechanical, Inc., in an amount of \$2,410,000.00, from an amount of \$5,735,000.00, to an amount not to exceed \$3,325,000.00, Accounts 101-67000/69000-612600/612650, Purchase Orders 5001124 and 5001125 (*Deferred from the October 7, 2010, and October 21, 2010 Board Meetings*) (*As Revised*)

Attachments: [10-611-11 PO HISTORY 9 20 2010.PDF](#)

A motion was made by Debra Shore, seconded by Cynthia M. Santos, that this Agenda Item be Deferred. The motion carried by the following roll call vote:

Aye: 9 - Frank Avila, Patricia Horton, Gloria Alitto Majewski, Barbara J. McGowan, Kathleen Therese Meany, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Terrence J. O'Brien

- 50 [10-1385](#) Authority to decrease purchase order, amend agreement and change funding with ABB, Inc. to Furnish and Deliver Parts and Services to upgrade the ABB Distributed Control System Equipment at the North Side Water Reclamation Plant, in an amount of \$64,140.40, from an amount of \$3,303,340.00, to an amount not to exceed \$3,239,199.60, Accounts 101-67000-612600/612650, 401-50000-645650, Purchase Order 3045980

Recommended

- 51 [10-1386](#) Authority to issue a 5-day permit to Warner Bros. to use land commonly known as a portion of the "Stony Island Drying Beds" and SEPA Station #1 to film scenes for a major motion picture titled "Contagion", consideration shall be a permit fee of \$7,500.00

Attachments: [11-04-10 Warner Bros..pdf](#)

Recommended

- 52 [10-1334A](#) MOTION with respect to agenda Item #38, File ID #10-1334, to authorize and approve the Metropolitan Water Reclamation District of Greater Chicago to enter into negotiations for a 39-year lease with the City of Chicago

Refer to Agenda Item #38, File ID #10-1334

A motion was made by Kathleen Therese Meany, seconded by Cynthia M. Santos, that this Motion be Recommended. The motion carried by the following roll call vote:

Aye: 7 - Patricia Horton, Gloria Alitto Majewski, Barbara J. McGowan, Kathleen Therese Meany, Cynthia M. Santos, Mariyana T. Spyropoulos, Terrence J. O'Brien

Nay: 2 - Frank Avila, Debra Shore

Approval of the Consent Agenda with the exception of Items: 14, 38, 46 and 49

President O'Brien called for a motion to accept the agendas for each Standing Committee that was convened. Moved by Cynthia M. Santos, seconded by Patricia Horton. President O'Brien called for any objections. No objections were voiced. Motion carried.

Executive Session

None

Adjournment

The Committee of the Whole meeting of November 4, 2010 was adjourned at 11:50 a.m.

/s/ Jacqueline Torres
Clerk